(3) அரசினர் சட்ட முன்வடிவுகள்—தொடர்ச்சி.

(ஆ) தமிழ்நாடு 1972-ம் ஆண்டு வர்த்தகம் அல்லாத நிறுவனங்கள் சட்ட முன்வடிவு (சட்டப் பேரவை சட்ட முன்வடிவு எண் 10/72.)

THE HON. THIRU S. MADHAVAN: Sir, I move—

"That the Tamil Nadu Non-Trading Companies Bill *, 1972 (L.A. Bill No. 10 of 1972) be taken into consideration."

Consequent on the enactment of the Companies Act, 1956 (Central Act I of 1956) and the repeal of the Indian Companies Act, 1913 (Central Act VII of 1913) with effect from 1st April 1956, section 289-A of the Indian Companies Act, 1913 (Central Act VII of 1913) which enables the State Governments to exercise the powers of the Central Government under that Act with respect to non-trading corporations with objects confined to one State must be said to continue in force. The Government of India, therefore, suggested that separate legislation might be undertaken by the State Governments for the incorporation, regulation and winding up of the said corporations, as the making of laws in respect of these corporations was within the exclusive competence of the State Legislature.

(Thiru S. Kandappan in the Chair)

According to entry 32 of the State List (List II) in the Seventh Schedule to the Constitution of India, the incorporation and regulation of non-trading corporations with objects confined to a single State is the responsibility of the State Government. The Indian Companies Act, 1913 (Central Act VII of 1913) in so far as it relates to matters specified in entry 32 of the State List, remained unaffected, until it is repealed or amended by a competent legislature, namely, by the State Legislature.

It is therefore considered necessary to enact an uniform law relating to the incorporation, regulation and winding up of non-trading corporations with objects confined to the State of Tamil Nadu which would apply throughout the State. Instead of enacting a comprehensive legislation for the purpose, it is proposed

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to make the provisions of the Companies Act, 1956, applicable to non-trading corporations with objects confined to the State of Tamil Nadu by means of a referential piece of Legislation.

The Bill seeks to achieve the above object. Sir, I commend the motion for the acceptance of the House.

MR. CHAIRMAN (Thiru S. Kandappan) : The question is—

"That the Tamil Nadu Non-Trading Companies Bill, 1972 (L.A. Bill No. 10 of 1972) be taken into consideration."

The motion was put and carried and the Bill was taken into consideration.

MR. CHAIRMAN (Thiru S. Kandappan) : The Bill will now be taken clause by clause. There are no amendments.

Clauses 2, 3, 4, 5 and 6 were put and carried.

Clause 1, the Enacting Formula and the Long Title were put and carried.

THE HON. THIRU S. MADHAVAN : Sir, I move—

'That the Tamil Nadu Non-Trading Companies Bill, 1972 (L.A. Bill No. 10 of 1972) be passed.'

The motion was put and carried and the Bill was passed into law.

(இ) தமிழ் நாடு 1972-ம் ஆண்டு அடக்கு கடைக்காரர்கள் (திருத்த) சட்டமுன் வடிவு (சட்டப் பேரவை சட்டமுன் வடிவு எண் 8/1972).

THE HON. THIRU O. P. RAMAN : Mr. Speaker, Sir, I beg to move that the Tamil Nadu Pawnbrokers (Amendment) Bill,* 1972 (L.A. Bill No. 8 of 1972) be taken into consideration.

Under the Tamil Nadu Pawnbrokers Act, 1943 (Tamil Nadu Act XXIII of 1943) no person shall carry on business as a pawnbroker in any area without obtaining a licence under that Act. The licence obtained by a Pawnbroker should be renewed every year. Sub-section (4) of section 4 of the said Act empowers the

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